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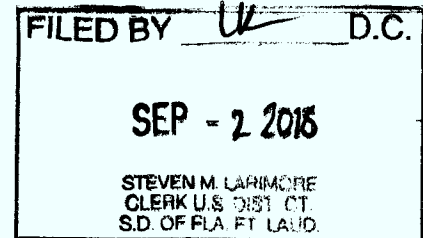
WRIT OF HABEAS CORPUS AND EMERGENCY MOTION FOR RETURN OF CHILD(REN)

IN THE SUPERIOR COURT OF BROWARD COUNTY /PARRISH/DISTRICT

STATE OF FLORIDA

OLIVIA ISRAEL MODIRA,

Plaintiff,



V.

CHILDNET INC.,

Defendant.

PETITION FOR WRIT OF HABEAS CORPUS AND EMERGENCY MOTION FOR RETURN OF CHILD(REN)

The Petitioner, OLIVIA ISRAEL MODIRA, brings this petition for a writ of habeas corpus against and emergency motion for return of child against the Respondent, CHILDNET INC., upon the following grounds:

The Respondent is subject to the jurisdiction of this Court and may be served with a copy of this Petition and Writ at 1100 W MCNAB RD, FORT LAUDERDALE, FL 33309.

The Petitioner is the /biological/guardian/custodian parent of the minor child, JAYDEN DEVOE, age(s) 7 YEARS.

The Respondent is illegally detaining and withholding custody of the minor child from the Petitioner at the following address: 1100 WMCNAB RD, FORT LAUDERDALE, FL 33309.

The Respondent has no cause or justification for withholding the minor child from the custody and control of the Petitioner.

THEREFORE, Petitioner demands:

(a) That a writ of habeas corpus issue requiring the Respondent to appear and produce the minor child before this Court and to otherwise show cause why custody should not be restored to the Petitioner.

Respectfully submitted,

OLIVIA ISRAEL MODIRA.

Petitioner

Pro Se

Address: 300 VILLAGE DR. APT. D4, JACKSONVILLE, NC 28546

Telephone number: (910) 554-9987

VERIFICATION

Personally appeared before me, the undersigned notary public duly authorized in the

State of NORTH CAROLINA to administer oaths, Olivia Israel Modira who after being duly sworn, deposes and states that s/he is the Petitioner in the foregoing action and that the facts contained in his/her attached Petition for Writ of Habeas Corpus and Emergency Motion for Return of Child are true and correct to the best of his/her knowledge, information and belief.

OLIVIA ISRAEL MODIRA.

Plaintiff

Pro Se

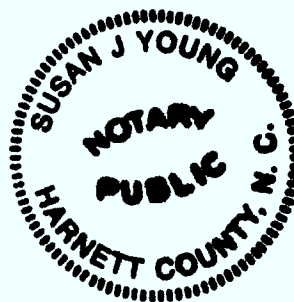
SIGNATURE: ~~Olivia Israel Modira~~ Olivia Israel Modira

Sworn to and subscribed before me this 30th day of August, 2016

Notary Public, State of North Carolina County of Cumberland

My Commission Expires: 12-16-17

Susan J Young
Notary Public



STATEMENT OF FACTS

I, Olivia Israel Modira, had my child Jayden Devoe, taken from me against my will without my consent and under duress, by Rayne Gutierrez, BSO Child Protective Investigator, this violates my rights and my children's rights under the American Constitution for the United States also under UCC 1-308 formerly 1-207 (reservation of rights), title 18 U.S.C. 1201 (felonious restraints), and they also violated my rights and my child's rights under Title 18 U.S.C. 241 and 242 (Conspiracy against rights and deprivations of rights under the color of law), also under Title 42 U.S.C. 1983, and Title II of the ADA, I seek remedy for these rights violations and demand the immediate return of my child.

On 10/21/2010 Rayne Gutierrez came to a residence that I was visiting and threatened to remove every child currently in that household if I refused to give them my son. She claimed that my son was medically neglected without viewing records from his primary care doctor in Georgia. At that time I was coming from Georgia to visit family in Florida. DCF Case # 2010-8479 CJ-DP Report states the child was subject to "imminent harm" Although no specific allegations or proof has been established. I have repeatedly asked for the specific allegations and these requests have been ignored, violating CAPTA requirements. My child was healthy, up to date with doctor's appointments, education and dental, and there was no evidence of "imminent harm" at my home and no signs or allegations of abuse perpetrated by me. Without any attempt at intervention, warrant or court order my son was removed on 10/21/2010. The case worker knew about me having a stroke at the age of 6, which made it harder for me to understand what was happening at that time. I consider this trespass and robbery committed by Rayne Gutierrez. I have never been contacted about, investigated, charged or convicted of "Endangering the Welfare of a Minor".

I, Olivia Modira, do not have "Unresolved Mental health issues. On the contrary I have several letters from my psychologist Dr. Ashraf G. Mikhail, MD and no history of mental illness as described in DCF report.

AFFIDAVIT

Affiant, Olivia Israel Modira, sui juris, a common man of the Sovereign People, does swear and affirm that Affiant has scribed and read the foregoing facts, and in accordance with the best of Affiant's firsthand knowledge and conviction, such are true, correct, complete, and not misleading, the truth, the whole truth, and nothing but the truth.

Signed


 sui juris, This Affidavit is dated 8/30/16

NOTARY PUBLIC



STATE OF COUNTY OF

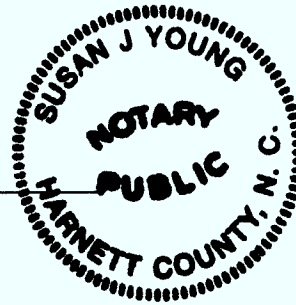
North Carolina / Cumberland

Subscribed and sworn to before me, a Notary Public, the above signed your name here.

This day of August 30th, 2016

Notary Public

MY COMMISSION EXPIRES: 12-16-17



COUNT I

ChildNet Inc./DCF have violated my rights under Title 18 U.S.C 1201 (Felonious Restraints), they illegally seized and detained my son. The acts constituting the violations of my rights include the following:

With no evidence beside hearsay the Child Protective Investigator, Rayne Gutierrez, and a police officer came to the household where I was visiting and threatened to remove every child if I refused to give her my son. Under Title 18 U.S.C 1201 section (a), my son have been unlawfully seized, confined, and kidnapped from my care. Under section (c) Two or more persons have conspired against me and have violated this section.

COUNT II

Under Title 18 U.S.C 241 and 242 (Conspiracy against rights and deprivation of rights under the color of law), I was threatened into giving up my son:

My rights have also been violated under Title 18 U.S.C 241 and 242 by CPS/DCF and ChildNet Inc. These agencies have deprived me of my parental rights as a mother by falsely accusing me of a crime that I was never charged for. Under the color of law ChildNet Inc. is willfully depriving me of my rights and privileges protected by the Constitution and laws of the United States. During the past 6 years I have provided evidence that their claim was false

but, they have refused to re-investigate the case and acknowledge their wrongdoing.

COUNT II

Under Title 42 U.S.C 1983 (Civil rights Liability), my rights constitutionally have been violated in these following ways:

My rights were also violated under Title 42 U.S.C 1983 by these agencies by further depriving me of my rights by threatening others if my son as not removed from my custody, seizing and detaining my son from me and th`e continuing of keeping my son and myself separated. When they arrived to the resident that I was visiting they presented no court order or search warrant and my son was not in any imminent danger. My son was removed on false allegations and hearsay. ChildNet, Inc. failed to review my son's medical record prior to him being removed. His medical records prove that I was up to date on all of his medical needs and that his primary care doctor have seen him prior to our visit to Florida.

COUNT III

My rights have been also violated as a disabled person under Title II of the ADA when I was taken advantage of because of my disability and difficulty understanding at that time:

My rights have also been violated as a disabled under Title II of the ADA. ChildNet, Inc. did not make any reasonable attempts to provide me with services needed for my child and I. They knew of my stroke history from the age of 6 and the fact the left side of my body is partially paralyzed. Instead of being accommodated for my disability, I was left to find ways

to complete what they wanted. Due to my stroke, I have had complications understanding what took place and the documents that I was forced to sign. When my son was taken it was explained and promised to me that if I signed the documents that were given to me and did what they asked, I would receive my son back in a short amount of time. Almost 7 years have passed with the completion of what they asked from me and I am still trying to prove that I was wronged and targeted.



Coastal Carolina Neuropsychiatric Center

July 19, 2016

RE: Olivia Moira
DOB: 01/30/1991

To whom it may concern:

Olivia Moira is currently under the care of this clinic. She was evaluated on 6/30/16 and was diagnosed with Adjustment disorder (unspecified), Unspecified symptoms and signs involving cognitive functions and awareness, and Mild Intellectual Disabilities. I have placed a referral for psychological testing and at this time, no medication was recommended. For further information, please refer to her psychiatric evaluation.

Thank you for your time and understanding in this matter. Any questions, please feel free to contact my office at (910)938-1114.

Sincerely,


Ashraf Mikhail MD



Client Name: DAVIS, MIRIAM OLIVIA

Client ID: 82463

Diagnosing Practitioner: DOLL, KATHRYN (000757)

Episode: 2

Date of Diagnosis: 08/22/2014

Time of Diagnosis: 09:15 AM

Type of Diagnosis: Admission

Principal Diagnosis: 309.9 - ADJUSTMENT DISORDER UNSPECIFIED

Axis I Diagnosis 1: 309.9 - ADJUSTMENT DISORDER UNSPECIFIED

Type of Diagnosis - Axis I - 1: Accepted

Axis II Diagnosis 1: 799.9 - DIAGNOSIS DEFERRED ON AXIS II, DIAGNOSIS OR CONDITION DEFERRED ON AXIS I

Axis IV Primary Support Group: Yes

Axis IV Social/Environmental: Yes

Axis IV Educational: No

Axis IV Occupational: Yes

Axis IV Housing: No

Axis IV Economic: No

Axis IV Health Care Services: No

Axis IV Legal System/Crime: No

Axis V GAF: (57) 51 - 60 Moderate Symptoms Or Difficulty In Functioning

Assessing Clinician Electronic Signature: "KATHRYN DOLL, MSW"